IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.1087 of 2008
SITA RAM YADAV
Versus
THE STATE OF BIHAR
---

03 06.05.2008 Heard both sides.

The petitioner has approached this court for grant of bail in a case instituted under sections 498(A) and 302 of the Indian Penal Code.

As per the First Information Report the deceased aged about 50years was the first wife of the petitioner. She was residing with the petitioner. It has been alleged that on the previous night she was subjected to some assault and on the following day she died. Learned counsel for the petitioner submits that the cause of death is cardio failure. The doctor did not find any external injury on the person of the deceased. From the investigation report, it further appears that the petitioner had made separate arrangement for his first wife in as much as separate house was constructed. Admittedly, there is no eye-witness to the alleged assault, to which the deceased was subjected to. Petitioner is in custody since 04.10.2007.

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Having regard to these facts, this court is inclined to admit the petitioner on bail. Accordingly, the petitioner is directed to be released on bail on furnishing bail bond of Rs. 10,000/-(ten thousand) with two sureties of the like amount each to the satisfaction of Chief Judicial Magistrate, Supaul, in connection with Triveniganj P.S.Case No.98 of 2007 subject to the condition

that one of the bailers should be the own family member of the petitioner.

Sym/

(Kishore K. Mandal, J.)

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